OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA FPMR (41 CFR) 101-11.6

UNITED STATES GOVERNMENT

Memorandum

TO : SAC (89-69) DATE: 5/10/67

FROM : ASAC SYLVESTER

SUBJECT: ASSASSINATION OF PRESIDENT
JOHN FITZGERALD KENNEDY
DALLAS, TEXAS, 11/22/63
MISC INFO

At 5:45 p.m., 5/9/67, after returning from a conference at the USA's office, I telephonically contacted the Bureau and talked to Section Chief WILLIAM BRANIGAN. I pointed out the USA and the Department had been all day discussing phraseology to put in the motion to quash and that the USA was under the impression that all of SA KENNEDY's testimony was unsealed in the archives and available in the Warren Commission files.

I advised him I did not know whether this was factual but doubted it, and they were contemplating putting certain information in this motion to quash which might touch on some of material GARRISON is bringing up about the Cuban affair and that a flat statement that all material was available in the archives and the Warren Commission report convering investigations by SA KENNEDY, unless accurately worded, could be misinterpreted.

I apprised him that when a final decision was made, a copy of this motion to quash would be made available to this office and there would be a teletype to the Bureau in the event there was some question of fact involving the FBI and it would be necessary to have the Bureau resolve certain information that might not be available in the New Orleans file.

BRANIGAN advised all information concerning investigation by SA KENNEDY had been forwarded to the Department and to the Warren Commission, that certain of this information was sealed and this decision had been made by GEORGE McBUNDY, Presidential Advisor, and members of the Warren Commission, and principally pertained to information showing certain people were homosexuals, etc., was not germane to the investigation, and McBUNDY and the Commission decided this should be sealed

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JTS:sam
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as any such information becoming public records would have an adverse effect on the people named, and could lead to character assassination. BRANIGAN further advised the Bureau had advised the Department of Justice of this and when queried over three or four months ago by the Department of Justice, the Bureau advised that the Bureau had no objection to anything being unsealed.

I pointed out to BRANIGAN any information concerning the Cuban investigation that might have been conducted by SA KENNEDY was not germane to the Warren Commission report and certainly information obtained since GARRISON's investigation has not been put in the Warren Commission report. He requested we endeavor to straignten out any mis-statement of facts with the USA prior to the submission of the information to the Bureau if it could possibly be done.

At 9:30 p.m., 5/9/67, I determined the USA had completed the motion to quash, a copy was obtained and no such information was contained therein.

The Bureau was advised by telephone and a teletype was immediately submitted.